IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

WEDNESDAY, THE 21ST MARCH 2007 / 30TH PHALGUNA 1928

WP(C).No. 7483 of 2007(N)

PETITIONER:
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1. ANISHA, D/O ANIL RATNAKAR,
   AGED 18 YEARS, PARADISE, 10/525,
   AMARAVATHY, KOCHI-682 011.

2. ANIL RATNAKAR SHET,
   S/O LATE P.S.RATNAKAR, AGED 49 YEARS,
   PARADISE, 10/525, AMARAVATHY,
   KOCHI-682 011.

BY ADV. SRI.SHAJI P.CHALY

RESPONDENTS:
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1. STATE OF KERALA REPRESENTED BY
   THE SECRETARY, HOME, SECRETARIAT,
   THIRUVANANTHAPURAM.

2. COMMISSIONER OF POLICE,
   KOCHI CITY, KERALA STATE.

3. DIRECTOR GENERAL OF POLICE,
   GOA.

4. STATION HOUSE OFFICER,
   MARGOA TOWN POLICE,
   MARGOA, GOA.

5. CIRCLE INSPECTOR OF POLICE,
   FORT KOCHI, KOCHI-682 001.

6. SHARMILA, D/O LATE VISWANATH,
   MARVERKAR, AGED 42 YEARS, OPPOSITE SURVEY OFFICE,
   KARGAONKAR BUILDING, BORDA, MARGOA, GOA.

R1, 2 and 5 BY GP SHRI P.A. SALIM

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 21/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B. KOSHY and T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C) No. 7483 of 2007 - N

Dated this the 21st day of March, 2007

Judgment

Koshy, J.

This is a petition alleging police harassment. It is submitted that a case was registered on the basis of the complaint by sixth respondent, wife of the second petitioner, at their request, in the State of Goa and police is only conducting enquiries. It is further submitted that first petitioner, daughter of the second petitioner and sixth respondent, is major and she is voluntarily residing with the second petitioner and second petitioner got an anticipatory bail in the crime. Police is free to conduct investigation according to law and this court will not interfere in the investigation process. Except by order of the court, first petitioner cannot be taken away by the police against her will and police shall not compel her to part with the company of the second petitioner. Written summons should be issued to the second petitioner if his presence is required for the conduct of investigation.

With these directions, the writ petition is disposed of.

J.B.KOSHY
JUDGE

T.R.RAMACHANDRAN NAIR
JUDGE

vaa

J.B. KOSHY AND
T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C) No.7483/2007 - N

Judgment

Dated:21st March, 2007